IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

NATIONAL UNION FIRE	§	
INSURANCE COMPANY OF	§	
PITTSBURGH, P.A.,	§	
Plaintiff	§	
	§	
v.	§	CIVIL ACTION NO. 4:15-cv-586
	§	
WAUSAU UNDERWRITERS	§	
INSURANCE CO., AND LIBERTY	§	
MUTUAL GROUP, INC.,	§	
Defendants	§	

JOINT NOTICE OF SETTLEMENT

Plaintiff National Union Fire Insurance Company of Pittsburgh, P.A. and Defendants Wausau Underwriters Insurance Company and Liberty Mutual Group, Inc. file this Joint Notice of Settlement. The parties have agreed to a settlement and are working to memorialize the agreement. The parties estimate that the settlement will be complete within 45 days. The parties further request that the Court conditionally dismiss the case pending finalization of the settlement.

Defendants file this Notice with the consent of Plaintiff National Union Fire Insurance Company of Pittsburgh, P.A.'s undersigned counsel.

Respectfully submitted,

PLAVNICKY KINZEL MAKOWSKI LLP

5300 Memorial Drive, Suite 675

Houston, Texas 77007

Telephone: (7

Facsimile:

(713) 658-111 (713) 658-8253

By: /s/ Chester J. Makowski

Chester J. Makowski

State Bar No. 12852950

Email: makowskiy@pkmtexas.com

C. Scott Kinzel

State Bar No. 00785499

Email: Kinzel@pkmtexas.com

ATTORNEYS FOR PLAINTIFF

HANNA & PLAUT, L.L.P.

211 East Seventh Street, Suite 600

Austin, Texas 78701

Telephone:

(512) 472-7700

Facsimile:

(512) 472-0205

By: <u>/s/ Catherine L. Hanna</u>

Catherine L. Hanna

State Bar No. 08918280

Email: channa@hannaplaut.com

Eric S. Peabody

State Bar No. 00789539

Email: epeabody@hannaplaut.com

ATTORNEYS FOR DEFENDANTS